IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

**WRIT PETITION NO : 2094 of 2005**

Between:

Merugumalla Vijay Kumar S/o late M. balaiah
R/o 13-6-435/A/58, Indira Nagar, Hyderabad

**... PETITIONER**

AND

1. The Government of A.P., rep by Secrtary, Muncipal Administration Department Secretariat Buildings Hyderabad
2. The Commissioner, L.B. Nagar Municipality Ranga Reddy District

**...RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ or order or direction, more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not taking action against the unauthorized and illegal constructions in respect of the land to an extent of Ac. 8.34 guntas situated in Sy. No. 92 of Mansoorabad village, Saroornagar Mandal, Ranga Reddy District, is illegal, arbitrary and unconstitutional and consequently direct the respondents not to grant any permissions for construction of the houses on the above said land,

**Counsel for the Petitioner: MR.C.PRAKASH REDDY**

**Counsel for the Respondents: GP FOR MUNCIPAL ADMN. & URBAN DEV.**

**Counsel for the Respondent No.2: Mr.P.Radhakrishna**

**The Court at the stage of admission made the following:**

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**ORDER:**

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The petitioner claims to be the owner and possessor of Ac.8.34 guntas land situated in Sy.No.92 of Mansoorabad Village, Saroornagar Mandal, Ranga Reddy District. It is alleged that some of the land grabbers having created certain forged and fabricated documents in respect of the said land, have applied for grant of building permissions. The petitioner apprehends that in pursuance of the said applications, if the 2nd respondent Municipality grants building permissions in favour of those third parties, he stands to suffer irreparable injury. Hence, he made an application before the 2nd respondent on 24-01-2005 bringing to his notice all the aforesaid aspects and requesting not to grant any building permission. However, the 2nd respondent failed to consider the same. Aggrieved by the said inaction on the part of the 2nd respondent this writ petition is filed.

Having heard the learned counsel for the petitioner and the learned Standing Counsel appearing for the 2nd respondent-Municipality, I deem it appropriate to dispose of the writ petition with a direction to the 2nd respondent-Municipality to consider the objections raised by the petitioner in his representation dated 24-01-2005 before granting any permission for construction of buildings in the land to an extent of Ac.8.34 guntas in Sy.No.92 of Mansoorabad Village, Saroornagar Mandal, Ranga Reddy District. No order as to costs.

G. ROHINI, J

**Dated: 11-02-2005**

**LSK**

To

1. The Secrtary, Muncipal Administration Department
Secretariat Buildings Hyderabad
2. The Commissioner, L.B. Nagar Municipality Ranga Reddy District

3. Two C.Cs. to the Government Pleader for Municipal Administration, High Court Buildings, Hyderabad. (O.U.T.)

4. Two C.D. copies.